

JOURNAL OF THE FLORIDA SENATE

Thursday, June 5, 1975

The Senate was called to order by the President at 12:00 noon. A quorum present—37:

Mr. President	Hair	Plante	Thomas, P.
Brantley	Henderson	Poston	Tobiassen
Childers, D.	Holloway	Renick	Trask
Childers, W. D.	Johnston	Saunders	Vogt
Deeb	Lane, J.	Sayler	Ware
Dunn	Lewis	Scarborough	Wilson
Firestone	MacKay	Sims	Zinkil
Glisson	McClain	Spicola	
Gordon	Myers	Stolzenburg	
Graham	Peterson	Thomas, J.	

Excused: Senator D. Childers, periodically; Senators Gallen, D. Lane and Winn.

Prayer by Senate Chaplain:

Almighty God we invoke your grace and mercy upon us as we continue the process of legislation. Overcome within us disappointment and disillusionment when the process of government is protracted beyond the limits of our patience.

We would make the words of the poet our challenge this day: "Let us, then, be up and doing, With a heart for any fate; Still achieving, still pursuing, Learn to labor and to wait." (Psalm of Life, Longfellow) Amen.

COMMITTEE REPORT

The Select Committee on Executive Suspensions issued the following report concerning the Executive Order of Suspension, EXO 74-15, directed to Mr. Joe Newmans, Sheriff, Baker County, Florida:

It has been brought to the attention of the Select Committee on Executive Suspensions that an Executive Order of Reinstatement, EXO 74-37, dated July 23, 1974, has been entered by the Governor withdrawing the Order of Suspension and reinstating Mr. Newmans. In view of the above, no Senate action is necessary.

ENGROSSING REPORT

Your Engrossing Clerk has incorporated amendments to SB 531 and SB 1320.

Joe Brown, Secretary

The bills were certified to the House after engrossing.

INTRODUCTION

SCR 1388—Withdrawn prior to introduction.

Senator Brantley moved that the rules be waived and SB 1389 be received for introduction. The motion was adopted without objection.

By Senator Brantley—

SB 1389—A bill to be entitled An act relating to pilotage; amending s.310.14, Florida Statutes, as created in Committee Substitute for House Bill 1358, to provide an exemption; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Brantley, by two-thirds vote SB 1389 was withdrawn from the Committee on Rules and Calendar and placed on the calendar.

On motions by Senator Saunders, by two-thirds vote SB 1389 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Hair	Peterson	Stolzenburg
Brantley	Henderson	Plante	Thomas, J.
Childers, W. D.	Holloway	Poston	Thomas, P.
Deeb	Johnston	Renick	Tobiassen
Dunn	Lane, J.	Saunders	Trask
Firestone	Lewis	Sayler	Vogt
Glisson	MacKay	Scarborough	Ware
Gordon	McClain	Sims	Wilson
Graham	Myers	Spicola	Zinkil

Nays—None

On motion by Senator Saunders, by two-thirds vote SB 932 was withdrawn from the Committee on Ways and Means and placed on the calendar.

SB 932—A bill to be entitled An Act relating to compensation of county officials; amending s.145.18(1), Florida Statutes; prohibiting a cost-of-living adjustment for the fiscal year commencing October 1, 1975; providing an effective date.

—was read the second time by title.

Senator Saunders offered the following amendment:

Amendment 1—On page 2, line 2, strike the period and insert: *; provided, that for the fiscal year beginning October 1, 1975, the sum of the base salary plus the population adjustment shall be multiplied by 1.09 to determine the adjusted salary rate.*

Senators Sayler and Ware offered the following substitute amendment for Amendment 1 which was moved by Senator Sayler and failed:

Amendment 2—On page 1, line 12, strike all after enacting clause and insert: Section 1. Subsection (1) of Section 145.18 Florida Statutes is hereby repealed.

Amendment 1 was adopted.

Senator Saunders moved the following amendment which was adopted:

Amendment 3—On page 1, line 6, strike "after 1975;" and insert: providing an exception;

On motion by Senator Saunders, by two-thirds vote SB 932 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—34

Mr. President	Hair	Peterson	Thomas, J.
Brantley	Henderson	Plante	Tobiassen
Childers, D.	Holloway	Poston	Trask
Deeb	Johnston	Renick	Vogt
Dunn	Lane, J.	Saunders	Ware
Firestone	Lewis	Sayler	Wilson
Glisson	MacKay	Scarborough	Zinkil
Gordon	McClain	Sims	
Graham	Myers	Stolzenburg	

Nays—3

Childers, W. D. Spicola Thomas, P.

Legislative Intent Re Portion of CS for CS for SB 169

On May 27 Senator Gallen moved that the remarks of, and answers to his questions by, Senator Gordon during debate and passage of CS for CS for SB 169 on May 26 be spread upon the Journal in order to express legislative intent in the event such legislation becomes the subject of any litigation involving G. Pierce Wood Memorial Hospital in Arcadia. The motion was adopted and the verbatim text follows:

Mr. President: Senator from the 24th?

Senator Gallen: I'd like to ask Senator Gordon if he'd yield to a question on the one we've just voted on.

Senator Gordon: Reluctantly, yes.

Mr. President: Senator, do you want to ask him now or just ask him after we adjourn?

Senator Gallen: No, I want it recorded, Mr. President.

Mr. President: Alright, Senator, it's a little out of order but go ahead.

Senator Gallen: I apologize. I was trying to find the location in the bill on this and also I've been called out of the Senate. Senator Gordon, in connection with the G. Pierce Wood Memorial Hospital, the language that has been incorporated in the bill . . . is it your opinion that the intent of the committee, when they formulated this language, that a cost factor that should be included in determining the feasibility, the economic benefit, would be the cost . . . increased cost in treating the mental patients at the hospital as a result of placing prisoners at the hospital?

Senator Gordon: Well, certainly, I think that's part of the cost. Incidentally, Senator, that's in the Offender Rehabilitation Bill. Your question is very much in order. It's not in the HRS Bill, it's in the Corrections Bill.

Senator Gallen: Well . . . and you feel like when this language was formulated by the conference committee, you would consider the substantial economic benefit that would accrue to the state, you'll have to consider the increased cost of treating the mental patients at the hospital as a result of the location of prisoners there?

Senator Gordon: No question about it.

Senator Gallen: Could you elaborate a little bit on that for us, Senator?

Senator Gordon: I think that the part of the bill you're talking about is on pages 23 and 24 of the Offender Rehabilitation Act and if you'll recall this all arose out of the question of the conversion of parts of mental hospitals to correctional facilities and the language now states that no adult correctional facility can be established by changing the use of any mental health facility without authorization in the appropriation act or other . . . legislation. I'm paraphrasing. Any facility, the purpose or use of which was changed since January '75 shall be returned to its original use by '77 provided, however, and this is the particular point you're interested in, the conversion of the G. Pierce Wood Memorial Hospital located in Arcadia, DeSoto County, into a correctional facility may be completed or continued only after a demonstration that would be less costly and that substantial economic benefit would accrue to the state when compared with other viable alternatives to the conversion of said facility. And the point is that they would have to make a showing before they made that conversion; that given the programs that went on there at that time versus the new programs that would come in, the cost it would take to change, what it would cost to carry on the new program and where else they could carry on the new program instead of making the move. That would all have to be well within the cost benefit analysis called for here and that's understood as far as I'm concerned, Senator.

Senator Gallen: If I may continue, and insofar as the location of the prisoners at another location within DeSoto County, your conference committee was considering the use of perhaps a tent city. Is this correct?

Senator Gordon: That's right. Some of us G.I.'s felt that that was no great detriment to the health of the prisoners.

MESSAGES FROM THE GOVERNOR

The Governor advised that he had filed in the office of the Secretary of State Senate Bills 89, 657 and 1368 which he had approved June 3; and Senate Bills 112, 309 and 749 which he had approved June 4.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President June 4, 1975

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Lewis—

SB 1320—A bill to be entitled An act relating to the Administrative Procedure Act; adding s.120.52(14), (15), Florida Statutes, 1974 Supplement, to provide definitions for "educational unit" and "hearing officer"; amending s.120.53(1)(d), Florida Statutes, 1974 Supplement, to provide agenda rules for school board meetings; amending s.120.54(1)(a), Florida Statutes, 1974 Supplement, to provide notice procedures for educational units; amending s.120.54(3), Florida Statutes, 1974 Supplement, to delete the requirement that copies of all rules be filed with the Division of Administrative Hearings of the Department of Administration; providing that the division director of said division determine if petitions meet statutory requirements and establishing a time during which a hearing officer must be assigned; providing that the hearing officer's order is final agency action; amending s.120.54(8)(a), Florida Statutes, 1974 Supplement, to require publication of emergency rules in the Florida Administrative Weekly; amending s.120.54(9), Florida Statutes, to provide for separate model rules for educational units and to permit the Administration Commission to authorize the amendment or repeal of a model rule or to adopt separate model rules for an agency or group of agencies under certain circumstances; amending s.120.54(10), (11) and (12), Florida Statutes, 1974 Supplement, and adding a new subsection to said section to provide for notification of potential objections to rules; providing for three copies of rules to be filed; providing authority for the Department of State to decline to accept improper rules for filing; providing for a stay of the effective date of specified rules; providing a new effective date for rules of educational units; deleting the requirement that copies of rules be sent to the speaker of the house of representatives and the president of the senate; amending s.120.55(1)(b),(c),(4), Florida Statutes, 1974 Supplement, and adding paragraph (3)(c) to said section, to provide for omission of rules pertaining to the Florida School for the Deaf and Blind from the Florida Administrative Code, to provide for annual publication of summaries of rules omitted from the code, to prescribe items required to be published in the Florida Administrative Weekly, to provide for funding of publication of the code and weekly, and to provide for distribution of certain publications to the Administrative Procedures Committee; amending s.120.56, Florida Statutes, 1974 Supplement, to remove references to declaratory statements and to conform its provisions to s.120.54(3), Florida Statutes, 1974 Supplement; creating s.120.565, Florida Statutes, to provide for declaratory statements; amending s.120.57, Florida Statutes, 1974 Supplement; limiting certain requirements; providing qualifications for agency-designated hearing officers; providing legal assistance for lay hearing officers; providing for petitions for specified hearings to be filed with the agency concerned; providing for representation by other than bar members; providing for oral evidence at informal proceedings; amending s.120.58(1), Florida Statutes, 1974 Supplement, and adding a new paragraph to said subsection, to provide for witness fees; amending s.120.65(2),(4), Florida Statutes, 1974 Supplement, to provide restrictions upon the use of contract hearing officers by the division; changing date that all costs of administering the division shall be paid to division trust fund on a pro rata basis; amending s.120.68(1), Florida Statutes, 1974 Supplement; providing judicial review; amending s.120.72(4)(a), Florida Statutes, 1974 Supplement, to clarify automatic repeal of specified prior rules; creating s.120.73, Florida Statutes, to preserve rights to circuit court hearings and to declaratory judgments; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

House Amendment 1—Strike all after the enactment clause and insert: Section 1. Subsections (6), (7), (8), (9), (10), (11), (12), and (13) of section 120.52, Florida Statutes, 1974 Supplement, are renumbered as subsections (7), (8), (9), (10), (11), (12), (13), and (14), respectively, and a new subsection (6) is added to said section to read:

120.52 Definitions.—As used in this act:

(6) "Educational units" means local school districts, community college districts, the Florida School for the Deaf and Blind, and units of the State University System other than the Board of Regents.

Section 2. Paragraph (d) of subsection (1) of section 120.53, Florida Statutes, 1974 Supplement, is amended to read:

120.53 Adoption of rules of procedure and public inspection.—

(1) In addition to other requirements imposed by law, each agency shall:

(d) Adopt rules for the scheduling of meetings, hearings, and workshops, including the establishment of agenda ~~agendas~~ therefor, one of which shall be that an agenda shall be prepared by the agency at least 7 days before the event and made available for distribution on request of any interested persons. The agenda shall contain the items to be considered, in the order of presentation. After the agenda has been made available, change shall be only for good cause, as determined by the person designated to preside, and stated in the record. Notification of such change shall be at the earliest practicable time. *Agenda for special meetings of district school boards under authority of s.230.16 shall be prepared upon the calling of the meeting, but not less than 48 hours prior to such meeting.*

Section 3. Subsections (1) and (3), paragraph (a) of subsection (8), and subsections (9), (10), and (11) of section 120.54, Florida Statutes, 1974 Supplement, are amended, present subsection (12) is renumbered and combined with subsection (13), and a new subsection (12) is added to said section, to read:

120.54 Rulemaking; adoption procedures.—

(1) Prior to the adoption, amendment, or repeal of any rule not described in subsection (8), an agency shall give notice of its intended action, setting forth a short and plain explanation of the purpose and effect of the proposed rule, a summary of the proposed rule, and the specific legal authority under which its adoption is authorized. *In addition, the agency shall set forth an estimate of the economic impact of the proposed rule on all persons affected by it. If the agency determines that such a statement is not possible, the reasons why the costs of the proposed rule cannot be estimated shall be stated in the notice. The notice shall contain the location where the text of the proposed rule can be obtained if such text is not included in the notice.*

(a) *Except as otherwise provided in this paragraph, the notice shall be mailed to the committee, to all persons named in the proposed rule, and to all persons who have made requests of the agency for advance notice of its proceedings at least 14 days prior to such mailing. The agency shall also give such notice as is prescribed by rule to those particular classes of persons to whom the intended action is directed. Notice of intent by an educational unit to adopt, amend, or repeal any rule not described in subsection (8), shall be made by publication in a newspaper of general circulation in the affected area, by mail to all persons who have made requests of the educational unit for advance notice of its proceedings and to organizations representing persons affected by the proposed rule, and by posting in appropriate places so that those particular classes of persons to whom the intended action is directed may be duly notified. Such publication, mailing, and posting of notice shall occur at least 14 days prior to the intended action. The notice shall contain the location where a text of the proposed rule can be obtained if the text is not included in the notice.*

(b) The notice shall be published in the Florida Administrative Weekly not less than 21 days prior to the intended action; except that notice of actions proposed by educational units school districts, community college districts or units of government with jurisdiction in only one county or a part thereof need not be published in the Florida Administrative Weekly nor transmitted to the committee.

(3) *Any substantially affected person may seek an administrative determination of the validity of any proposed rule which contains any provision not relating exclusively to organization, practice, or procedure on the following grounds: The adopting agency shall file a copy of each rule it proposes to adopt with the division at least 21 days prior to its intended action. If the proposed rule contains any provision not relating exclusively to organization, practice, or procedure, then any substantially affected person may seek an administrative determination of the validity of the proposed rule on the following grounds: that the proposed rule is an invalid exercise of validly delegated legislative authority; or, that the proposed rule is an exercise of invalidly delegated legislative authority. The request seeking a determination under this subsection shall be in writing and must be filed with the division received within 14 days after the date of publication*

of the notice. It must state with particularity facts sufficient to show that the person challenging the proposed rule would be substantially affected by it and facts sufficient to show the grounds, *which may be stated in the alternative*, on which the proposed rule is alleged to be invalid, ~~which may be stated in the alternative. Within 10 days after receiving the petition, the division director, if he determines that the petition complies with the above requirements, shall assign a hearing officer who shall conduct a hearing within 30 days thereafter unless the petition is withdrawn. The hearing shall be held within 30 days following receipt of the written request therefor. Within 30 days after conclusion of the hearing, the hearing officer shall render his decision and state the reasons therefor in writing. The hearing officer may declare the proposed rule wholly or partly invalid. The proposed rule or provision of a proposed rule declared invalid shall be withdrawn from the committee by the adopting agency and shall not be adopted. No rule shall be adopted until 21 days after the notice required by subsection (1) or until the hearing officer has rendered his decision, as the case may be. In the event part of a proposed rule is declared invalid, the adopting agency may, in its sole discretion, withdraw the proposed rule in its entirety. Hearings held under this provision shall be conducted in the same manner as provided in s.120.57 except that the hearing officer's order shall be final agency action and shall be judicially reviewable as provided for agency orders. The agency proposing the rule and the person requesting the hearing shall be adversary parties. Other substantially affected persons may join the proceeding as parties or intervenors on appropriate terms which will not substantially delay the proceedings. Failure to proceed under this subsection shall not constitute failure to exhaust administrative remedies. The remedy provided by this subsection is in addition to any other remedies available.~~

(8)(a) If an agency finds that an immediate danger to the public health, safety, or welfare requires emergency action, the agency may adopt any rule necessitated by the immediate danger by any procedure which is fair under the circumstances and necessary to protect the public interest, provided that:

1. The procedure provides at least the procedural protection given by other statutes, the Florida Constitution, or the United States Constitution.

2. The agency takes only that action necessary to protect the public interest under the emergency procedure.

3. The agency publishes in writing at the time of, or prior to, its action the specific facts and reasons for finding an immediate danger to the public health, safety, or welfare and its reasons for concluding that the procedure used is fair under the circumstances. *In any event, notice of emergency rules shall be published in the first available issue of the Florida Administrative Weekly. The agency's findings of immediate danger, necessity, and procedural fairness shall be judicially reviewable.*

(9) ~~Ninety days after the effective date of this subsection~~ The Administration Commission shall promulgate file one or more sets of model rules of procedure which shall be reviewed by the committee and filed with the Department of State. On filing with the Department, the appropriate model rules shall be the rules of procedure for each agency subject to this act to the extent that each agency does ~~has~~ not adopt adopted a specific rule of procedure covering the subject matter contained in the model rules applicable to that agency. An agency may seek modification of ~~amend~~ the model rules of procedure to the extent necessary to conform to any requirement imposed as a condition precedent to receipt of federal funds or permit persons in this state to receive tax benefits under federal law or as required for the most efficient operation of the agency as determined by the Administration Commission. The reasons for the modification ~~amendment~~ shall be published in the Florida Administrative Weekly. *Agency rules adopted to comply with ss.120.53 and 120.565 must be in substantial compliance with the model rules.*

(10)(a) The adopting agency shall file with the committee a copy of each rule it proposes to adopt, a detailed written statement of the facts and circumstances justifying the proposed rule, and the notice required by subsection (1) at least 21 days prior to the proposed adoption date ~~its intended action~~. After the final public hearing on the proposed rule, or after the time for requesting a hearing has expired, the adopting agency shall file any changes in the proposed rule and the reasons therefor with the committee or advise the committee

that there are no changes. As a legislative check on legislatively created authority, the committee shall examine the proposed rule and its accompanying material for the purpose of determining whether the proposed rule is within the statutory authority on which it is based *whether the rule is in proper form, and whether the notice issued pursuant to subsection (1) is sufficient to give adequate notice of the effect of the rule. After examining the proposed rule, the chairman of the committee may notify the agency and the Department of State that the committee is considering an objection to the rule.* If it disapproves the rule, the committee shall, prior to the time the rule becomes effective, certify the fact to the agency proposing the rule, together with a statement detailing with particularity its objections to the proposed rule. The agency submitting the rule shall, within 30 days of the committee's objection, either modify the proposed rule to meet the objections found by the committee, withdraw the proposed rule in its entirety, or refuse to modify the rule. Failure of the agency to act within 30 days shall constitute withdrawal of the rule in its entirety. Proposed rules modified to meet committee objections shall be resubmitted to the committee *in the manner set forth above, and the committee shall give priority to modified rules when setting its agenda.*

(b) *Twenty-one After the final public hearing on a rule, 21 days after the notice required by subsection (1), or after the final public hearing, if the hearing extends beyond the 21 days, refusal of the agency to modify the rule, as the case may be, the adopting agency shall file with the Department of State three a certified copies copy of the rule it proposes to adopt, a summary of the rule, a summary of any of the hearings held on the rule, and a detailed written statement of the facts and circumstances justifying the rule. If the committee disapproves the rule and the agency does not modify the rule, the committee shall file its disapproval, together with a statement detailing with particularity its objections to the proposed rule, with the Department of State for publication in the Administrative Weekly.*

(c) *This subsection Paragraph (a) shall not apply to school districts and community college districts, educational units or local units of government with jurisdiction in only one county or a part thereof or to emergency rules adopted pursuant to subsection (8). However, agencies adopting emergency rules shall file a copy of each emergency rule with the committee.*

(11) The proposed rule shall be adopted on filing ~~***[with the Department of State]~~ and become effective 20 days after filing, on a later date specified in the rule, or on a date required by statute. ~~The adopting agency shall furnish a copy to the President ***[of the Senate] and the Speaker ***[of the House of Representatives] for referral to the appropriate committee.~~

(12) *If the committee disapproves a proposed rule and the agency does not modify the rule, the committee shall file with the Department of State a notice of the disapproval detailing with particularity its objection to the rule. The Department of State shall publish this notice in the Florida Administrative Weekly and shall publish a reference to the committee's disapproval and to the issue of the weekly in which a full text appears as a history note to the rule when it is published in the Florida Administrative Code.*

(13)~~(12)~~ No agency has inherent rulemaking authority, nor has any agency authority to establish penalties for violation of a rule unless the Legislature when establishing a penalty specifically provides that the penalty shall apply to rules.

~~(13) No agency has inherent rulemaking authority.~~

Section 4. Paragraphs (b), (c) and (g) of subsection (1) of section 120.55, Florida Statutes, 1974 Supplement, are amended, paragraph (h) of subsection (1) of section 120.55, Florida Statutes, 1974 Supplement is created, and paragraph (c) is added to subsection (3) of said section and subsection (4) of said section is amended to read:

120.55 Publication.—

(1) The Department of State shall:

(b) Publish in a permanent compilation entitled "Florida Administrative Code" all rules adopted by each agency and complete indexes to all rules contained in the code. Supplementation shall be made as often as is practicable, but at least monthly. Rules general in form but applicable to only one school district, community college district, county, or a

part thereof or to the Florida School for the Deaf and Blind shall not be published in the Florida Administrative Code. Rules so omitted shall be filed in the Department of State, and exclusion from publication in the Florida Administrative Code shall not affect their validity or effectiveness. The department shall publish a compilation of, and index to, all rules so omitted at least annually.

(c) Publish a weekly publication entitled the "Florida Administrative Weekly" which shall contain:

1. A summary of and index to all proposed rules filed during the preceding week.

2. All hearing notices required by s.120.54(1), showing the time, place and date of the hearings and the summaries of all rules proposed for consideration.

3. All notices of meetings, hearings and workshops conducted in accordance with the provisions of s.120.53(1) (d), including a statement of the location at which a copy of the agenda may be obtained.

4. Notice of each request for authorization to amend or repeal an existing model rule or for the adoption of new model rules.

5. Notice of each request for exemption from any provision of Chapter 120.

6. Notice of petitions for declaratory statements or administrative determinations.

7. A summary of each objection filed by the Joint Administrative Procedures Committee during the preceding week to any rule.

~~8. Any Other material required or authorized by law, or~~

4. ~~Other material~~ deemed useful by the department.

(g) Make copies of the Florida Administrative Code and the Florida Administrative Weekly available for sale at no more than cost and copies of the Florida Administrative Weekly on an annual subscription basis for not more than five (\$5) dollars per year.

(h) Charge each agency using the Florida Administrative Weekly a space rate computed to cover all costs related to the Florida Administrative Weekly.

(4)(a) There is hereby created in the state treasury a revolving fund to be known as the Department of State's "Publication Revolving Trust Fund," and there is hereby appropriated to said revolving trust fund from the general revenue fund of the state the sum of \$25,000.

(b) All fees and moneys collected by the Department of State under this chapter shall be deposited in the revolving trust fund for the purpose of paying for the publication and distribution of the Florida Administrative Code and the Florida Administrative Weekly and for associated costs incurred by the department in carrying out this chapter.

(c) The unencumbered balance in the revolving trust fund at the beginning of each fiscal year shall not exceed \$25,000, \$100,000, and any excess shall be transferred to the general revenue fund. ~~An amount sufficient to bring the revolving trust fund up to \$25,000 is appropriated and shall be transferred from the general revenue fund for the purposes set forth in this section.~~

(d) *It is the intent of the legislature that the Florida Administrative Weekly be supported entirely from funds collected for subscriptions to and advertisements in the Florida Administrative Weekly. To that end, the department of state is authorized to add a surcharge of 10% to any charge relating to the Florida Administrative Weekly until such time as the Publication Revolving Trust Fund has transferred to the general revenue fund an amount equal to all funds appropriated to the trust fund.*

Section 5. Section 120.56, Florida Statutes, 1974 Supplement, is amended to read:

120.56 ~~Declaratory statement by agencies; Administrative determination of rule.—~~

~~(1) Each agency shall provide by rule the procedure for the filing and prompt disposition of petitions for declaratory~~

statements as to the applicability of any statutory provision or of any rule or order of the agency. Agency disposition of petitions shall be final agency action.

(1)(2) Any person substantially affected by a rule may seek an administrative determination of the ~~**[invalidity]~~ of the rule on the ground:

(a) That the rule is an invalid exercise of validly delegated legislative authority.

(b) That the rule is an exercise of invalidly delegated legislative authority.

(2)(3) The petition seeking an administrative determination under this section shall be in writing and state with particularity facts sufficient to show the person seeking relief is substantially affected by the rule and facts sufficient to show the grounds on which the rule is alleged to be invalid, which may be stated in the alternative. The petition shall ~~may~~ be filed with the division ~~or with the agency whose rule is involved~~. Within 10 days after receiving the petition, the division director shall, ~~if he determines that the petition complies with the above requirements~~, assign a hearing officer, who shall conduct a hearing within 30 days thereafter, unless the petition is withdrawn.

(3)(4) Within 30 days after the hearing, the hearing officer shall render his decision and state the reasons therefor in writing. The hearing officer may declare all or part of a rule invalid. The rule or part thereof declared invalid shall become void when the time for filing an appeal expires or at a later date specified in the decision.

(4)(5) Hearings held under this provision shall be conducted in the same manner as provided in s.120.57 ~~except that the hearing officer's order shall be final agency action and shall be judicially reviewable as provided for agency orders~~. The petitioner and the agency whose rule is attacked shall be adversary parties. Other substantially affected persons may join the proceedings as parties or intervenors on appropriate terms which shall not unduly delay the proceedings. Failure to proceed under this section shall not constitute failure to exhaust administrative remedies.

Section 6. Section 120.565, Florida Statutes, is created to read:

120.565 Declaratory statement by agencies.—Each agency shall provide by rule the procedure for the filing and prompt disposition of petitions for declaratory statements as to the applicability of any statutory provision or of any rule or order of the agency. Agency disposition of petitions shall be final agency action.

Section 7. Section 120.57, Florida Statutes, 1974 Supplement, is amended to read:

120.57 Decisions which affect substantial interests.—The provisions of this section shall apply in all proceedings in which the substantial interests of a party are determined by an agency. Rulemaking proceedings shall be governed solely by s.120.54 unless, and to the extent that, a party timely asserts that his substantial interests will be affected in the proceedings and affirmatively demonstrates to the agency that the proceeding does not provide adequate opportunity to protect those interests. If the agency determines that rulemaking proceedings are not adequate to protect a party's interests, it shall convene a separate proceeding and proceed under the provisions of this section. The agency may request similarly situated parties to join and participate in such a proceeding. *The rulemaking proceeding shall not be concluded prior to the issuance of the final order in the separate proceeding.* Unless waived by consent of all parties and the agency involved, subsection (1) shall apply to the extent that the proceeding involves a disputed issue of material fact. Unless otherwise agreed, subsection (2) shall apply in all other cases.

(1) FORMAL PROCEEDINGS.—

(a) A hearing officer assigned by the division shall conduct all hearings under this subsection ~~section~~, except for:

1. Hearings before agency heads other than those within the Department of Professional and Occupational Regulation;

2. Hearings before a member of an agency head other than agency heads within the Department of Professional and Occupational Regulation;

3. Hearings before the Industrial Relations Commission, judges of industrial claims, unemployment compensation appeals referees, and the Public Service Commission or its examiners;

4. Hearings regarding drivers' licensing pursuant to chapter 322;

5. Hearings within the Division of Family Services of the Department of Health and Rehabilitative Services; and

6. Hearings in which the division is a party; when the division is a party, an attorney assigned by the Administration Commission shall be the hearing officer.

(b) In cases to which this subsection is applicable, the following procedures shall apply:

1. *Requests for hearings shall be granted or denied within 15 days of receipt.*

2. ~~1.~~ All parties shall be afforded an opportunity for a hearing after reasonable notice of not less than 14 days, ~~unless waived by all parties, which notice shall include:~~

a. A statement of the time, place, and nature of the hearing.

b. A statement of the legal authority and jurisdiction under which the hearing is to be held.

c. A reference to the particular sections of the statutes and rules involved.

d. A short and plain statement of the matters asserted by the agency and by all parties of record at the time notice is given. If the agency or any party is unable to state the matters in sufficient detail at the time initial notice is given, the notice may be limited to a statement of the issues involved, and thereafter, upon timely written application, a more definite and detailed statement shall be furnished not less than 3 days prior to the date set for the hearing.

2. ~~For 2 years after the effective date of this act, the agency or its designee may conduct the hearing if a full-time hearing officer conducts the hearing or if the division advises the agency that it cannot provide a hearing officer within a reasonable time.~~

3. ~~If any hearing officer other than an agency head or a member thereof is not a full-time hearing officer employed by the division, a full-time hearing officer shall be appointed for the duration of the hearing. This officer shall rule upon proffers of proof and questions of evidence and dispose of procedural requests or similar matters.~~

3. ~~4.~~ All hearing officers, except for agency heads or members thereof or ~~**Public Service Commission hearing examiners, shall be employees of, or on contract to, the division.~~ Except for proceedings conducted as prescribed in s.120.54(3) or s.120.56, all petitions or requests for hearings under this section shall be filed with the agency. If the agency elects to request a hearing officer from the division, it shall notify the division within 10 days of receipt of petition or request, requesting the assignment of a hearing officer. On request of any agency, the division shall assign hearing officers with due regard to the expertise required for the particular matter. Any party may request the disqualification of any hearing officer by filing an affidavit with the division prior to the taking of evidence at a hearing, stating the grounds with particularity.

4. ~~5.~~ All parties shall have an opportunity to respond, to present evidence and argument on all issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of facts and orders, to file exceptions to any order or hearing officer's recommended order, and to be represented by counsel. When appropriate, the general public may be given an opportunity to present oral or written communications. If the agency proposes to consider such material then all parties shall be given an opportunity to cross-examine or challenge or rebut it.

5. ~~6.~~ The record in cases governed by this subsection shall consist only of:

a. All notices, pleadings, motions, and intermediate rulings;

b. Evidence received or considered;

c. A statement of matters officially recognized;

d. Questions and proffers of proof and objections and rulings thereon;

e. Proposed findings and exceptions;

f. Any decision, opinion, *proposed or* recommended order, or report by the officer presiding at the hearing;

g. All staff memoranda or data submitted to the hearing officer during the hearing, or prior to its disposition, after notice of the submission to all parties;

h. All matters placed on the record after an ex parte communication pursuant to s.120.66(2); and

i. The official transcript.

6. ~~7.~~ The agency shall accurately and completely preserve all testimony in the proceeding and, on the request of any party, it shall make a full or partial transcript available at no more than actual cost.

7. ~~8.~~ Findings of fact shall be based exclusively on the evidence of record and on matters officially recognized.

8. ~~9.~~ The hearing officer shall complete and submit to the agency and all parties a recommended order consisting of his findings of fact, conclusions of law, interpretation of administrative rules, recommended penalty, if applicable, and any other information required by law or agency rule to be contained in the final order. The agency shall allow each party at least 10 days in which to submit written exceptions to the recommended order.

9. ~~10.~~ The agency may adopt the recommended order as the agency's final order. The agency in its final order may reject or modify the conclusions of law and interpretation of administrative rules in the recommended order, but may not reject or modify the findings of fact unless the agency first determines from a review of the complete record, and states with particularity in the order, that the findings of fact were not based upon competent substantial evidence or that the proceedings on which the findings were based did not comply with essential requirements of law. The agency may accept or reduce the recommended penalty in a recommended order, but may not increase it without a review of the complete record. In the event a court, in reversing an agency's order, finds that such agency action was done in bad faith or maliciously, the court may award attorney's fees and costs to the aggrieved prevailing party.

10. ~~11.~~ If the hearing officer assigned to a hearing becomes unavailable, the division shall assign another hearing officer who shall use any existing record and receive any additional evidence or argument, if any, which the new hearing officer finds necessary.

11. ~~12.~~ A hearing officer who is a member of an agency head may participate in the formulation of the agency's final order, provided he has completed all his duties as hearing officer.

(2) INFORMAL PROCEEDINGS.—In cases to which subsection (1) does not apply:

(a) The agency shall, in accordance with its rules of procedure:

1. Give reasonable notice to affected persons or parties of the agency's action, whether proposed or already taken, or of its decision to refuse action, together with a summary of the factual, legal, and policy grounds therefor.

2. Give affected persons or parties, or their counsel an opportunity, at a convenient time and place, to present to the agency or hearing officer written or oral evidence in opposition to the agency's action or refusal to act, or a written statement challenging the grounds upon which the agency has chosen to justify its action or inaction.

3. If the objections of the persons or parties are overruled, provide a written explanation within 7 days.

(b) The record shall only consist of:

1. The notice and summary of grounds;

2. Evidence received or considered;

3. All written statements submitted by persons and parties;

4. Any decision overruling objections;

5. All matters placed on the record after an ex parte communication pursuant to s.120.66(2); and

6. The official transcript; and

7. Matters officially recognized.

(c) A hearing officer assigned by the division shall conduct all hearings under this subsection within the Department of Professional and Occupational Regulation, and such requirement cannot be waived.

(3) Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.

(4) This section shall not apply to agency investigations preliminary to agency action.

Section 8. Subsection (1) of section 120.58, Florida Statutes, 1974 Supplement, is amended to read:

120.58 Agency action; evidence, record and subpoenas.—

(1) In agency proceedings for a rule or order:

(a) Irrelevant, immaterial, or unduly repetitious evidence shall be excluded, but all other evidence of a type commonly relied upon by reasonably prudent persons ~~men~~ in the conduct of their affairs shall be admissible, whether or not such evidence would be admissible in a trial in the courts of Florida. Any part of the evidence may be received in written form, and all testimony of parties and witnesses shall be made under oath. Hearsay evidence may be used for the purpose of supplementing or explaining other evidence, but it shall not be sufficient in itself to support a finding unless it would be admissible over objection in civil actions. *This paragraph only applies to proceedings under s.120.57.*

(b) An agency or its duly empowered presiding officer or a hearing officer has the power to swear witnesses and take their testimony under oath, to issue subpoenas upon the written request of any party or upon its own motion, and to effect discovery on the written request of any party by any means available to the courts and in the manner provided in the Florida Rules of Civil Procedure.

(c) Any public employee subpoenaed to appear at an agency proceeding shall be entitled to per diem and travel expenses at the same rate as that provided for state employees under s.112.061, if travel away from such public employee's headquarters is required. All other witnesses appearing pursuant to a subpoena shall be paid such fees and mileage for their attendance as is provided in civil actions in Circuit Courts of this state. In the case of a public employee, such expenses shall be processed and paid in the manner provided for agency employee travel expense reimbursement, and in the case of a witness who is not a public employee, payment of such fees and expenses shall accompany the subpoena.

(d) ~~(e)~~ Documentary evidence may be received in the form of a copy or excerpt if the original is not readily available. Upon request, parties shall be given an opportunity to compare the copy with the original.

(e) ~~(d)~~ If a majority of those who are to render the final order have not heard the case or read the record, a decision adverse to a party other than the agency itself shall not be made until a proposed order is served upon the parties and they are given an opportunity to file exceptions and present briefs and oral arguments to those who are to render the decision. The proposed order shall contain necessary findings of fact and conclusions of law and a reference to the source of each. The proposed order shall be prepared by the individual who conducted the hearing, if available, or by one who has read the record. The parties by written stipulation may waive compliance with this paragraph.

(f) ~~(e)~~ A party shall be permitted to conduct cross examination when testimony is taken or documents are made a part of the record.

Section 9. Subsection (2) of section 120.65, Florida Statutes, 1974 Supplement, is amended, present subsections (3), (4), (5), (6), and (7) are renumbered as (5), (6), (7), (8), and (9), respectively, and new subsections (3) and (4) are added to said section to read:

120.65 Hearing officers.—

(2) The division shall employ *full-time*, ~~or contract for~~, hearing officers to conduct hearings required by this chapter or other law. No person may be employed by the division as a full-time hearing officer unless he has been a member of The Florida Bar in good standing for the preceding 3 years.

(3) *If the division cannot furnish a division hearing officer promptly in response to an agency request, the director shall designate in writing a qualified full-time employee of an agency, other than the requesting agency, to conduct the hearing. The director shall have the discretion to designate a hearing officer who is a qualified full-time employee of an agency, other than the requesting agency, which is located in that part of the state where the parties and witnesses reside.*

(4) *The director shall have the discretion to designate qualified laypersons to conduct hearings. If a layperson is so designated, the director shall assign a hearing officer to assist in the conduct of the hearing, to rule upon proffers of proof, questions of evidence, disposition of procedural requests and similar matters.*

Section 10. Subsection (1) of section 120.66, Florida Statutes, 1974 Supplement, is amended to read:

120.66 Ex parte communications.—

(1) In any proceeding under s.120.57, no ex parte communication relative to the merits, threat, or offer of reward shall be made to the hearing officer or to the agency head after the agency head has received a recommended order by:

(a) An agency head or member of the agency or any other public employee or official engaged in prosecution or advocacy in connection with the matter under consideration or a factually related matter.

(b) A party to the proceeding or any person who, directly or indirectly, would have a substantial interest in the proposed agency action, or his authorized representative or counsel.

Nothing in this subsection shall apply to an advisory staff which does not participate in the proceeding or to any rule-making proceedings under s.120.54.

Section 11. Section 120.73, Florida Statutes, is created to read:

120.73 Circuit Court proceedings; declaratory judgments.— Nothing in this chapter shall be construed to repeal any provision of the Florida Statutes which grants the right to a proceeding in the circuit court in lieu of an administrative hearing or to divest the circuit courts of jurisdiction to render declaratory judgments under the provisions of chapter 86. If any action has been dismissed or otherwise disposed of on the ground that a provision of the statutes granting the right to a trial or the jurisdiction to render declaratory judgments was repealed by chapter 74-310, Laws of Florida, such action shall be reinstated by order of the court upon the filing of a petition by the plaintiff at any time during the 60 day period immediately following the effective date of this act.

Section 12. This act shall take effect upon becoming a law.

House Amendment 2—On page 22, lines 21-25, strike all of said lines and insert: Section 9. Subsections (2) and (4) of section 120.65, Florida Statutes, 1974 Supplement, are amended, present subsections (3), (5), (6), and (7) are renumbered as subsections (5), (7), (8), and (9), respectively, and new subsections (3) and (4) are added to said section to read:

House Amendment 3—Strike all of Title and insert: A bill to be entitled An act relating to the Administrative Procedure Act; adding a new subsection (6) to s.120.52, Florida Statutes, 1974 Supplement, defining "educational units"; amending s.120.53(1)(d), Florida Statutes, 1974 Supplement, to provide agenda rules for special meetings of the school board; amending s.120.54(1), Florida Statutes, 1974 Supplement, adding a new subsection (12) thereto, and amending subsection (3), (8)(a), (9), (10), and (11) of said section; requiring an estimate of the economic impact of a proposed rule; providing notice procedures for educational units; providing that notice of intended action by educational units shall not be published in the Florida Administrative Weekly or transmitted to the Committee; deleting the requirement that copies of all rules be filed with the Division of

Administrative Hearings of the Department of Administration; providing that the director of such division shall determine if petitions meet statutory requirements and shall assign a hearing officer; providing that the hearing officer's order is final agency action; requiring publication of emergency rules in the first available issue of the Florida Administrative Weekly; providing that agency rules which modify the model rules shall be in substantial compliance with the model rules; providing grounds for objection to a proposed rule; providing for notification of objection by the committee; providing that three copies of the rules be timely filed; deleting the requirement that copies be sent to the President of the Senate and the Speaker of the House; requiring that disapproval of a rule by the committee be filed with the Department of State and be published in the Florida Administrative Weekly; amending s.120.55(1), Florida Statutes, 1974 Supplement, and adding a new paragraph (c) to subsection (3) of said section; and amending subsection (4) of said section; requiring distribution of certain publications to the Administrative Procedures Committee; amending s.120.56, Florida Statutes, 1974 Supplement, to remove references to declaratory statements and to conform to the provisions of s.120.54(3), Florida Statutes, as amended by this act; creating s.120.565, Florida Statutes, to provide for declaratory statement; amending s.120.57, Florida Statutes, 1974 Supplement; providing for postponement of rulemaking proceeding; providing a time within which a hearing shall be granted or denied; providing for waiver of notice; deleting provisions relating to hearing officers other than those of the Division of Administrative Hearings; providing for petitions or requests for hearings and for hearing officers; defining the contents of the record; providing for presentation of oral evidence in informal proceedings; adding matters officially recognized to the record; providing that a hearing officer shall conduct all informal proceedings within the Department of Professional and Occupational Regulation; amending s.120.58(1), Florida Statutes, 1974 Supplement, limiting the application of paragraph (a) of said subsection; providing per diem and travel and witness fees; amending s.120.65(2), Florida Statutes, 1974 Supplement, and adding new subsections (3) and (4) to said section, to provide for designation of hearing officers; amending s.120.66(1), Florida Statutes, 1974 Supplement, to define ex parte communications in relation to rulemaking under s.120.54; creating s.120.73, Florida Statutes, to provide that this chapter shall not supersede chapter 86, Florida Statutes, or any right to a proceeding in the circuit court, and requiring reinstatement of certain agency actions; providing an effective date.

House Amendment 4—On page 23, between lines 18 and 19, insert: (6) (4) Beginning July 1, 1976, July 1, 1975, all costs of administering the division shall be paid to the division trust fund on a pro rata basis by the agencies using its services. The division shall submit statements to the agencies at least quarterly.

House Amendment 5—On page 3, lines 4-7, strike all of said lines and insert: and travel and witness fees; amending s.120.65(2) and (4), Florida Statutes, 1974 Supplement, and adding new subsections (3) and (4) to said section, to provide for designation of hearing officers and to extend until July 1, 1976, provisions relating to the payments of certain costs to the division trust fund; amending

Senator Lewis moved the following amendments to House amendment 1 which were adopted:

Amendment 1A—On page 8, line 25, after the word "units" insert: *other than units of the state university system,*

Amendment 1B—On page 17, line 1, after the word "officer" insert: *and, with the concurrence of the division, setting the time, date and place of the hearing*

Amendment 1C—On page 20, strike all of lines 13 through 17 and on line 12 strike "; and ." and insert a period

On motions by Senator Lewis, the Senate concurred in House amendment 1 as amended, House amendments 2, 3, 4 and 5 to SB 1320; and the House was requested to concur in Senate Amendments to House Amendment 1.

SB 1320 passed as amended and the action of the Senate with the bill and amendments was certified to the House. The vote on passage was

Yeas—34

Mr. President	Hair	Peterson	Thomas, P.
Brantley	Henderson	Plante	Tobiassen
Childers, W. D.	Holloway	Poston	Trask
Deeb	Johnston	Renick	Vogt
Dunn	Lane, J.	Sayler	Ware
Firestone	Lewis	Scarborough	Wilson
Glisson	MacKay	Sims	Zinkil
Gordon	McClain	Stolzenburg	
Graham	Myers	Thomas, J.	

Nays—None

On motion by Senator Lewis, the Senate reconsidered the vote by which SB 1320 passed.

Senator Lewis moved the following amendments to House amendment 3 which were adopted:

Amendment 3A—On page 1, line 13, after the semicolon (;) insert: providing an exception;

Amendment 3B—On page 2, lines 26-29, strike all of said lines and insert: officially recognized to the record;

On motion by Senator Lewis, the Senate concurred in House Amendment 3 as amended to SB 1320 and the House was requested to concur in Senate amendments to House Amendment 3.

SB 1320 passed as further amended and the action of the Senate with the bill and amendments was certified to the House. The vote on passage was:

Yeas—37

Mr. President	Hair	Plante	Thomas, P.
Brantley	Henderson	Poston	Tobiassen
Childers, D.	Holloway	Renick	Trask
Childers, W. D.	Johnston	Saunders	Vogt
Deeb	Lane, J.	Sayler	Ware
Dunn	Lewis	Scarborough	Wilson
Firestone	MacKay	Sims	Zinkil
Glisson	McClain	Spicola	
Gordon	Myers	Stolzenburg	
Graham	Peterson	Thomas, J.	

Nays—None

Senator Poston moved that CS for HB 810, contained in a Message from the House of Representatives, be taken up.

Senator Scarborough moved as a substitute motion that CS for CS for HB 984, contained in a Message from the House of Representatives, be taken up. The substitute motion was adopted.

The Honorable Dempsey J. Barron, President June 5, 1975

I am directed to inform the Senate that the House of Representatives has receded from House Amendments 7, 9, 18, 20, 21, has refused to recede from House Amendment 22, has further amended Senate Amendment 3, concurred in same as further amended and has receded from House Amendment 1 to Senate amendment 4 and further amended Senate amendment 4 and passed as further amended CS for CS for HB 984 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Appropriations and Education and Representative Hodes and others—

CS for CS for HB 984—A bill to be entitled An act relating to education; enacting the "Public Education Act of 1975"; amending s.230.2311, Florida Statutes, 1974 Supplement; providing for early childhood and basic skills development plans; providing objectives; providing for implementation; providing for inservice training programs; amending s.228.041(19) and (25), Florida Statutes, 1974 Supplement, providing that the gifted shall be included within the definition of "exceptional student"; providing for the inclusion of certain paid and volunteer workers within the meaning of "teacher aide"; add-

ing paragraphs (o) and (p) to s.230.23(4), Florida Statutes, 1974 Supplement, requiring adoption of plans for early childhood and basic skills development and for assignment of certain teacher aides, as feasible; amending s.231.141, Florida Statutes, encouraging the assignment of teacher aides; amending s.231.15, Florida Statutes, permitting teacher aides assisting noninstructional personnel to be noncertificated; amending s.234.02(2), Florida Statutes, 1974 Supplement, declaring general purpose urban transit systems qualified to transport children to and from school; amending s.234.041(1), Florida Statutes, to allow school buses to transport nonstudents under certain conditions; amending s.236.013(3)(c), Florida Statutes, 1974 Supplement, providing for the Department of Education to determine an equitable method of equivalent funding for alternative school-year programs; amending s.236.081, Florida Statutes, 1974 Supplement, providing for a single membership survey for programs bridging 2 fiscal years; providing for audit procedures and program reviews by the Department of Education; providing changes in the cost factors; providing for maximums for funding purposes for special programs; deleting provisions relating to a compensatory education supplement; providing for district cost differentials; providing for a district sparsity factor; providing for the computation of district required local effort; providing for categorical programs; providing for the computation of a guaranteed minimum level of funding; providing for advertising requirements on millage by the school districts; providing restrictions on reductions in personnel; amending s.236.0811, Florida Statutes, 1974 Supplement, providing inservice training for all personnel funded through annual appropriations; adding subsection (9) to s.236.083, Florida Statutes, 1974 Supplement, providing that funds appropriated for public school transportation may be used to pay local general purpose transportation systems; amending s.237.34(3), Florida Statutes, 1974 Supplement, providing for cost reporting requirements; providing a severability clause; providing an effective date.

House Amendment 22 to Senate Amendment 3—On page 43, line 5, insert: New Section 33:

Section 33. Subsection (2), (4), and (6) of section 228.071, Florida Statutes, 1974 Supplement, are amended to read:

228.071 Community school program.—

(2) **PURPOSE.**—The community school is an expression of the philosophy that the school, as the prime educational institution of the community, is most effective when it involves the people of the community in a program designed to fulfill their educational, recreational, cultural, social, health, and other shared needs. The community school promotes a more efficient use of school and other public facilities through an extension of personnel, buildings, and equipment. The purpose of this section is to provide state leadership and financial support by encouraging and assisting local school districts, the *Florida School for the Deaf and the Blind*, and other local governmental agencies in the establishment of community schools.

(4) **COMMUNITY SCHOOL PROGRAM.**—Pursuant to policies and regulations to be adopted by the State Board of Education, each school board and the board of trustees for the *Florida School for the Deaf and the Blind* may submit to the department a request for a community school grant. A school board applying for a grant shall include in its annual and long-range comprehensive educational plan, as required by law and regulations of the State Board of Education, a description of its community school program. The district school board shall give priority to the programs serving the maximum number of persons within the limits of resources available and to programs which will allow for matching funds or for joint funding from the Federal Government or other public or private sources and which may be efficiently and effectively developed in conjunction with the community school program.

(6) **TECHNICAL ASSISTANCE: CONSULTANTS.**—Upon the request of any school board, or the board of trustees for the *Florida School for the Deaf and the Blind*, the department shall provide such technical assistance to the school board as is necessary to develop and submit a community school program. The department may use its own staff or such consultants as may be necessary to accomplish this purpose.

House Amendment 25 to Senate Amendment 3—On page 25A, line 2, After period insert: For the 1975-76 fiscal year, no county may receive a sparsity supplement unless it is determined by the Department of Revenue 1974 Ratio Study that the

county has assessed at least seventy-five percent of its taxable value. For the 1976-77 fiscal year and every year thereafter, no county may receive a sparsity supplement unless it is determined by the Department of Revenue current Ratio Study that the county has assessed at least the statewide average percent of its taxable value.

House Amendment 2 to Senate Amendment 4—On pages 1, 2, 3, 4, lines 1 through 7, strike all the same being the title of the bill and insert: A bill to be entitled An act relating to education; enacting the "Public Education Act of 1975"; amending s.230.2311, Florida Statutes, 1974 Supplement; providing for early childhood and basic skills development plans; providing objectives; providing for implementation; providing for inservice training programs; amending s.228.041 (19) and (25), Florida Statutes, 1974 Supplement, relating to the definition of exceptional child; providing for the inclusion of certain paid and volunteer workers within the meaning of "teacher aide"; adding paragraphs (o) and (p) to s.230.23(4), Florida Statutes, 1974 Supplement, requiring adoption of plans for early childhood and basic skills development and for assignment of certain teacher aides, as feasible; amending s.231.141, Florida Statutes, encouraging the assignment of teacher aides; amending s.231.15, Florida Statutes, permitting teacher aides assisting instructional personnel to be non-certificated; providing standards for books used in the public school system; amending s.233.063, Florida Statutes, 1974, providing for instruction in operation of motor vehicles; amending s.488.04, Florida Statutes, providing for validity of instructors' certificates in connection with driver education courses offered by public schools; repealing s.322.111, Florida Statutes, relating to driver education for minors; amending s.236.081, Florida Statutes, 1974 Supplement; providing for computation of the basic amount to be included for current operation, providing cost factors, establishing the maximum full-time equivalent students in special programs, directing the department to project enrollments for special programs; providing for computation of compensatory education supplemental cost factor, providing for determination of district cost differentials, providing for educational training expenditures, providing for computation of district required local effort, providing for categorical programs, providing for calculation of total allocation of state funds to each district for current operation, providing a guaranteed minimum level of funding, amending s.236.0811, Florida Statutes, 1974 Supplement, providing for educational training; amending s.236.083, Florida Statutes, 1974 Supplement, adding subsection (9), to establish joint-use public transportation systems; amending Section 234.041(1), Florida Statutes, exempting persons from provisions making it unlawful to use a school bus or bus of similar color for other than the transportation of school children if the district school board authorizes such use; adding Section 236.083(9), Florida Statutes; providing that funds available for payment of student transportation services may be paid to local general purpose transportation systems for transportation of such students, amending Section 234.02(2), Florida Statutes; providing that local general purpose transportation systems are qualified to transport children to and from school; adding Section (3) to Section 234.051, Florida Statutes, requiring that general purpose transportation facilities used to transport school children shall meet standards established by the State Board of Education; amending 236.122, Florida Statutes, 1974 Supplement, providing a growth allocation for instructional materials, amending 233.14(3), Florida Statutes, 1974 Supplement, relating to specimen copies; repealing s.229.802, Florida Statutes, relating to recommendations for improvements in schools and institutions, amending 233.22, F.S., 1974 Supplement, relating to requisitions of instructional materials; amending s.237.081, F.S., relating to advertising; amending 237.34(3), F.S., 1974 Supplement, relating to cost reporting; adding subsection (4) to s.237.34, F.S., 1974 Supplement, relating to program cost categories; amending s.228.071(2),(4), and (6), Florida Statutes, relating to community schools; providing for a study of alternative methods of financing; providing for cooperation with the U.S. Commission of Education; adding subparagraph 7 to 230.23 (4)(m) 230.23, F.S., establishing a maximum amount which can be paid for an exceptional student contract; creating Section 237.35, F.S., establishing a program information and audit; amending s.236.02(7), Florida Statutes, relating to comprehensive education plan; amending s.234.082, Florida Statutes; providing that each school board shall make an annual survey and report on those hazards on or near public sidewalks, streets and highways which endanger the life or threaten the health or

safety of school children; amending s.229.840, Florida Statutes; providing for a minimum allocation to each district for career education; providing for severability; providing limitation of millage levy as provided for in s.236.25(1); providing for a sparsity supplement to qualified school districts; providing an effective date.

The President ordered the following statement by Senator Graham spread upon the Journal:

"Before we vote on House Amendment 25, which is an amendment to Senate Amendment 3, I would like to make it clear that it is the intention in adopting this amendment that the program go into effect for the '76-'77 fiscal year in accordance with the basic amendment and with the understandings contained in the General Appropriations Act. I would like that to be in the record and in the Journal so that if this ambiguity and inconsistency becomes an issue there is a clear statement as to what the legislative intent was."

On motions by Senator Graham, the Senate concurred in House amendments 22 and 25 to Senate amendment 3, and in House amendment 2 to Senate amendment 4.

CS for CS for HB 984 passed as further amended and the action of the Senate with the bill and amendments was certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Plante	Thomas, P.
Brantley	Holloway	Poston	Tobiassen
Childers, W. D.	Johnston	Renick	Trask
Deeb	Lane, J.	Saylor	Vogt
Dunn	Lewis	Scarborough	Ware
Firestone	MacKay	Sims	Wilson
Glisson	McClain	Spicola	Zinkil
Gordon	Myers	Stolzenburg	
Graham	Peterson	Thomas, J.	

Nays—1

Henderson

On motion by Senator Brantley, the Senate recessed at 1:05 p.m., awaiting the call of the President.

The Senate was called to order by the President at 2:30 p.m. A quorum present.

The Senate resumed—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President June 5, 1975

I am directed to inform the Senate that the House of Representatives has adopted as amended HCR 529 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Craig—

HCR 529—A concurrent resolution providing for sine die adjournment of the 1975 Regular Session.

—was read the first time in full and placed on the calendar.

On motion by Senator Brantley, by two-thirds vote HCR 529 was read the second time by title.

Senator Brantley moved the following amendment which was adopted:

Amendment 1—On page 1, line 12, strike "2:30" and insert: 3:00

HCR 529 as amended was adopted and certified to the House.
The vote was:

Yeas—36

Mr. President	Hair	Peterson	Stolzenburg
Brantley	Henderson	Plante	Thomas, J.
Childers, W. D.	Holloway	Poston	Thomas, P.
Deeb	Johnston	Renick	Tobiassen
Dunn	Lane, J.	Saunders	Trask
Firestone	Lewis	Saylor	Vogt
Glisson	MacKay	Scarborough	Ware
Gordon	McClain	Sims	Wilson
Graham	Myers	Spicola	Zinkil

Nays—None

The Honorable Dempsey J. Barron, President June 5, 1975

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments 1A, 1C, 1E, 1F, 1G, 1H, 1I, 1K, 1L, 1M, 1P, 1R, 2, 3, 4, and 5, has amended Senate Amendment 1, concurred in same as amended and passed CS for HB 660, as amended, and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Select Committee on Standards & Conduct and Representative Tucker and others—

CS for HB 660—A bill to be entitled An act relating to public officers and employees and candidates for public office; amending ss.112.312 and 112.3145, Florida Statutes, 1974 Supplement; providing definitions; requiring disclosure of financial interest by source for persons seeking to become candidates for state or local office, local officers, state officers and specified employees and certain other persons; requiring persons seeking to become candidates for state or local office, state officers, local officers and specified employees to disclose certain sources of income, secondary sources of income, gifts, real property, and the source of certain personal debts; requiring state and local officers and specified employees to disclose clients represented before public agencies; adding subsection (6) to s.99.012, Florida Statutes, 1974 Supplement, requiring disclosure prior to qualification as a candidate; allowing other political subdivisions to establish additional disclosure requirements not contained herein; providing an effective date.

Substitute Amendment 2 for Amendment 1 to Senate Amendment 1—On page 9, line 12, strike "10%" and insert: "5%"

House Amendment 3 to Senate Amendment 1—On page 10, line 3, insert: (e) Every debt which in sum equals more than the reporting person's net worth

On motions by Senator Myers, the Senate concurred in the House amendments to Senate amendment 1 to CS for HB 660 and concurred in Senate amendment 1 as amended.

CS for HB 660 passed as further amended and the action of the Senate with the bill and amendments was certified to the House. The vote on passage was:

Yeas—36

Mr. President	Graham	Peterson	Stolzenburg
Brantley	Hair	Plante	Thomas, J.
Childers, D.	Holloway	Poston	Thomas, P.
Childers, W. D.	Johnston	Renick	Tobiassen
Deeb	Lane, J.	Saunders	Trask
Dunn	Lewis	Saylor	Vogt
Firestone	MacKay	Scarborough	Ware
Glisson	McClain	Sims	Wilson
Gordon	Myers	Spicola	Zinkil

Nays—1

Henderson

The Honorable Dempsey J. Barron, President June 5, 1975

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment to HCR 529 and passed as amended.

Allen Morris, Clerk

The Honorable Dempsey J. Barron, President June 5, 1975

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments to CS for CS for HB's 301 and 509 and passed as amended.

Allen Morris, Clerk

The Honorable Dempsey J. Barron, President June 4, 1975

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments and passed as amended—

HB 1289	CS for HB 874	HB 2099
CS for HB 794	CS for HB 1140	CS for HB 1231
HB 1329		

Allen Morris, Clerk

The Honorable Dempsey J. Barron, President June 5, 1975

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments to House Amendments 1 and 3 and passed SB 1320, as further amended.

Allen Morris, Clerk

The bill was ordered engrossed.

The Honorable Dempsey J. Barron, President June 5, 1975

I am directed to inform the Senate that the House of Representatives has passed SB 1389.

Allen Morris, Clerk

The bill was ordered enrolled.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 2329 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Appropriations—

HB 2329—A bill to be entitled An act relating to the appropriations for additional facilities for additional inmates; providing for expediting the construction; declaring a public emergency to exist as it relates to Section 287.055, Florida Statutes, providing an effective date, providing a termination date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 4, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—HB 1353

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Mann and others—

HB 1353—A bill to be entitled An act relating to hunting; adding subsection (3) to s.372.99, Florida Statutes, prohibiting the taking or killing of deer from a moving motorized vehicle; providing a penalty; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 2338 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Transportation and Representatives D. Clark and Avon—

HB 2338—A bill to be entitled An act relating to motor vehicle registration; amending s.320.05, Florida Statutes, prohibiting disclosure of certain information with respect to motor vehicle registration by telephone unless authorized by departmental rule; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has adopted HM 2333 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Judiciary and Representative Cherry—

HM 2333—A memorial to the Congress of the United States requesting Congress to reconsider pending amendments to regulations of Title XX of the Social Security Act.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 30, 1975

I am directed to inform the Senate that the House of Representatives has passed by the required Constitutional three-fourths vote of the membership of the House HB 2325 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Appropriations and Representatives Hawkins and Nuckolls—

HB 2325—A bill to be entitled An act relating to a special election to be held on the second Tuesday in March 1976 pursuant to Section 5 of Article XI of the State Constitution for the approval or rejection by the electors of Florida of a joint resolution amending Section 9, Article VII of the State Constitution relating to local ad valorem taxes; providing for publication of notice and for procedures; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has adopted HM 2305 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Flynn—

HM 2305—A memorial to the Congress of the United States, urging Congress to take appropriate action to allow the continuation of agricultural activities in the Hole-in-the-Donut area of the Everglades National Park.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2224, and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce—

HB 2224—A bill to be entitled An act relating to the Florida Public Employees Relations Commission; amending s.447.207

(4), (6), Florida Statutes, 1974 Supplement and adding subsection (7) and (8) to said section; providing for service of notices; providing that the commission shall resolve questions concerning representation of public employees; providing delegation of certain commission powers and duties; providing for a seal; creating s.447.306, Florida Statutes; providing for voluntary recognition; amending s.447.307, Florida Statutes, 1974 Supplement; providing an employer may request determination of a bargaining unit; providing a ministerial hearing by an agent of the commission; amending s.447.503(1)-(4), Florida Statutes, 1974 Supplement; providing for investigations of unfair labor practice charges; providing for appeals and review of unfair labor practice charge dismissals; providing for issuance of charges; providing for hearings by the division of administrative hearings; providing for amendments to unfair labor practice charges; providing for answers to charges; providing for a time limit on filing charges; providing for injunctive relief in circuit court; providing for the hearing officer's order; providing for an appeal to the commission; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 30, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 2145 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce—

HB 2145—A bill to be entitled An act relating to the division of hotels and restaurants; amending s.509.071, Florida Statutes, establishing a trust fund for the administration and operation of the Division of Hotels and Restaurants, including elevator inspection; amending s.509.251(1)(a), (3)(a), (b), (c), (d) 2., Florida Statutes, increasing the amount of license fees of public lodging establishments and public food service establishments; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 30, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 2127 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce—

HB 2127—A bill to be entitled An act relating to trust funds; creating subsection (26) of s.215.22, F.S., placing the hotel and restaurant trust fund under the provisions of this section; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2010 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Boyd and others—

HB 2010—A bill to be entitled An act relating to housing; amending section 420.011, Florida Statutes, to provide definitions; amending chapter 420, Florida Statutes, by adding a new part III to establish a Florida Housing Finance Agency, providing legislative findings, membership, powers and duties; providing special powers relating to mortgages and loans to qualified lending institutions for authorized purposes; providing for grants and advances from a fund established for such purpose; providing for the authorization and issuance of bonds;

providing special conditions and procedures; providing for trust funds; providing an appropriation to be advanced to the agency and repaid from the proceeds of the first issue of the bonds; providing effective dates.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 30, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1992 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Moffitt—

HB 1992—A bill to be entitled An act relating to State Attorneys and Public Defenders; creating Section 27.36 and Section 27.60, Florida Statutes, creating the Florida State Attorney Commission and the Florida Public Defender Commission; providing for their powers and duties; providing for their membership; providing for executive committees; providing authority to employ executive directors and staff; providing for travel reimbursement; providing for funding; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has passed by the required Constitutional three-fourths vote of the membership of the House HB 1973 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Boyd and others—

HB 1973—A bill to be entitled An act relating to a special election to be held on March 9, 1976, pursuant to Section 5 of Article XI of the State Constitution for the approval or rejection by the electors of Florida of a joint resolution amending Article VII of the State Constitution by adding Section 16 relating to bonds for housing and related community development facilities; providing for publication of notice and for procedures; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1952 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Dick Clark—

HB 1952—A bill to be entitled An act relating to compensation of county officials; amending s.145.041, Florida Statutes, increasing the salary of district school board members in counties having a population of 1,000,000 or more; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 876 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hagan—

HB 876—A bill to be entitled An act relating to charity racing days; amending s.550.03(2)(c), Florida Statutes, 1974 Supplement, authorizing the Board of Business Regulation to extend the time limitations for horse or dog racing or jai alai operation in Orange and Seminole Counties, the proceeds of which shall go to Valencia Community College; adding paragraph (j) to subsection (2) of s.550.03, Florida Statutes, 1974 Supplement, authorizing an additional charity day at the Volusia County Jai Alai Frontons, the proceeds of which are to go to the Daytona Beach Community College; adding paragraph (j) to subsection (2) of s.550.03, Florida Statutes, 1974 Supplement, authorizing an additional charity day at the Volusia County Jai Alai Frontons, the proceeds of which are to go to the Lake Sumter Community College; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 1278 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Commerce and Representative Bell and others—

CS for HB 1278—A bill to be entitled An act relating to the assistance of small businesses; providing legislative intent; providing definitions; requiring the Department of Commerce to assist small businesses and to otherwise coordinate activities relating thereto; providing that a meaningful percentage of state purchasing be procured from such businesses and providing a waiver under certain circumstances; providing for interagency cooperation; requiring submission of an annual report to certain persons; creating an advisory council; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended by the required Constitutional 3/5 vote of the membership of the House HJR 1779 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Boyd and others—

HJR 1779—A joint resolution proposing an amendment to Article VII of the State Constitution to provide a new Section 16 relating to bonds for housing and related community development facilities.

—was read the first time. On motion by Senator Brantley, the rules were waived and the joint resolution was placed on the calendar.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 1910 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committees on Appropriations and Education—

CS for HB 1910—A bill to be entitled An act relating to education; amending s.235.211(4), Florida Statutes, 1974 Supplement, relating to school design, construction, and finance, to provide separate definitions of "construction management" and "contract management"; amending s.235.211(4), Florida Statutes; amending s.235.41, Florida Statutes, 1974 Supplement, relating to budget requests for capital outlay, to provide that requests for education facilities construction and fixed capital

outlay funds be submitted, for each level of education, through the Commissioner of Education upon the basis of a 5-year assessment of needs; amending s.235.42, Florida Statutes, 1974 Supplement, relating to educational construction and debt service, to create the Educational Facilities Working Capital Trust Fund, designating the sources of revenue to the fund, and providing for allocation to the district school boards, Division of Community Colleges, the Board of Trustees of the Florida School for the Deaf and the Blind, and Board of Regents through the Office of Educational Facilities Construction; amending s.235.31(1), Florida Statutes, 1974 Supplement, relating to bids on school building construction, to increase the maximum costs of projects as to which public education authorities may arrange for construction on a day labor basis; amending s.230.756, Florida Statutes, to provide that community college construction projects shall comply with Chapter 235, Florida Statutes; amending s.235.32, Florida Statutes, to provide that public education authorities shall comply with said section; amending s.235.26(4); Florida Statutes, 1974 Supplement, relating to the statewide building code for public school construction; amending s.236.084(1)(i), (2)(d), and (3), Florida Statutes, 1974 Supplement, relating to the allocation of funds for school construction and debt service; modifying provisions relating to determination of unmet needs; determination of district percentage of state unfunded school plant and debt service needs, and provisions relating to student stations and special facilities; replacing certain references to local district school boards with the term "public education authorities"; repealing ss.229-815 and 229.820, Florida Statutes, relating to the state planning council for post high school education; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 29, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 672 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Rish—

HB 672—A bill to be entitled An act relating to Sunland Recreational Park; providing an appropriation for partial construction of phase IV of the park; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President May 30, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

CS for HB 438 HB 2144

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Agriculture & General Legislation and Representative Flynn and others—

CS for HB 438—A bill to be entitled An act relating to the regulation of irrigation wells; providing that the Division of Plant Industry of the Department of Agriculture and Consumer Services shall assist the Department of Natural Resources in its duty to regulate the construction, repair, or abandonment of irrigation wells; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

By the Committee on Commerce—

HB 2144—A bill to be entitled An act relating to elevators; amending s.399.05(1)(b), F.S., providing that fees collected under this section be placed in the hotel and restaurant trust fund; revising permit and license fees; providing applicability and credit to fees paid under s.509.251, F.S.; amending s.399-

06(3), F.S., providing that fees collected under this section be placed in the hotel and restaurant trust fund; revising annual license fees for existing installations; providing applicability and credit to fees paid under s.509.251, F.S.; providing an effective date.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 4, 1975

I am directed to inform the Senate that the House of Representatives has adopted HM 2346 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Cherry and others—

HM 2346—A memorial to the Congress of the United States, urging Congress to extend the Voting Rights Act.

—was read the first time by title. On motion by Senator Brantley, the rules were waived and the bill was placed on the calendar.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate Amendments 1, 2, 3, 4 and 5 to:

By Representative Wilson and others—

HB 2130—A bill to be entitled An act relating to Pinellas County deleting subsection (3) of s.4, Chapter 73-594, Laws of Florida; adding subsection (11) and (12) to s.5, Chapter 73-594, Laws of Florida, providing for review and recommendations on proposed annexations within Pinellas County by the Pinellas County Planning Council, providing for transportation planning responsibility; amending the catchline and subsections (1) and (3) of s.6, Chapter 73-594, Laws of Florida, and adding a subsection, providing for the utilization of the county planning department, providing for the utilization of the county attorney; amending s.15 of Chapter 73-594, Laws of Florida, to provide for an effective date of August 1, 1973; amending s.3 (1), Chapter 74-586, Laws of Florida, removing the restriction placed upon the representatives of Tarpon Springs, Oldsmar, and Safety Harbor from serving more than one term in any three year period; providing an effective date.

and requests the Senate to recede.

Allen Morris, Clerk

Senate Amendment 1—On page 2, lines 11 through 28 and on page 3, lines 1 through 7, strike in their entirety and renumber subsequent sections.

Senate Amendment 2—On page 3, between lines 29 and 30, insert: a new section and renumber subsequent sections.

Section 6. In the event that a charter for the county of Pinellas be approved by the electors, all special acts relating to the Pinellas planning council shall become local ordinances.

Senate Amendment 3—On page 3, between lines 29 and 30, insert: a new section and renumber subsequent sections.

Section 7. Upon passage of CS/HB 782 or SB 53 by the 1975 legislature of the state of Florida, all planning functions prescribed by said bill which are presently delegated to the Pinellas planning council shall remain functions of said council.

Senate Amendment 4—On page 1, lines 11 through 16, strike in their entirety; and on page 1, line 25, between "period;" and "providing", insert: "providing for conversion to local ordinances contingent upon passage of charter;"

Senate Amendment 5—On page 1, line 25, between "period;" and "providing" insert: providing that certain functions shall remain with the planning council;

On motions by Senator Saylor, the Senate refused to recede from Senate amendments 1, 2, 3, 4 and 5 to HB 2130. Further consideration of the bill was deferred.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate Amendments 1, 2 and 3 to HB 2020 and requests the Senate to recede.

Allen Morris, Clerk

By Representative Wilson and others—

HB 2020—A bill to be entitled An act relating to Pinellas County; rewording subsection 2 and 3 to Section 6, Chapter 59-1736, Special Acts of Florida, 1959, as amended by Section 6, Chapter 61-2671, Special Acts of Florida 1961, as amended by Special Acts of Florida, Chapter 72-662; providing for the Board of County Commissioners of Pinellas County to hold an election not later than the Presidential Preference Primary in 1976 and thereafter as deemed necessary for electors to vote "for" or "against" a one (1) mill increase in ad valorem taxes for a two (2) year period, to raise funds to acquire beach front and other property to be dedicated as public parks and environmentally endangered lands; providing for the Pinellas County Park Board to make recommendations to the Board of County Commissioners what action is to be taken in this regard; providing for a referendum.

Senate Amendment 1—On page 2, lines 21 and 22, strike "not later than the Presidential Preference primary in 1976 and thereafter as necessary"

Senate Amendment 2—On page 3, lines 9 and 10, strike "not later than the Presidential Preference primary in 1976 and thereafter as necessary." and insert: on page 3, line 9, after "election": a period "."

Senate Amendment 3—On page 1, lines 11 through 13, strike "not later than the Presidential Preference primary in 1976 and thereafter as deemed necessary"

On motions by Senator Saylor, the Senate refused to recede from Senate amendments 1, 2 and 3 to HB 2020. Further consideration of the bill was deferred.

The Honorable Dempsey J. Barron, President June 3, 1975

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate Amendments 1 and 2 to HB 2017 and requests the Senate to recede.

Allen Morris, Clerk

By Representative Wilson and others—

HB 2017—A bill to be entitled An act relating to Pinellas County; amending chapter 65-2105, Laws of Florida, providing that reimbursable educational expenditures of less than \$50 may be authorized by the County Administrator; providing an effective date.

Senate Amendment 1—On page 1, lines 12 through 18, strike in their entirety, and insert: Section 1. Section 3 of chapter 65-2105, Laws of Florida, is amended to read:

Prior to appropriation and expenditure of the moneys referred to in sections 1 and 2 hereof, said board shall find by way of resolution that such appropriation and expenditure will be of benefit to Pinellas county, and no such appropriation and expenditure shall be made without such finding. *The authority to appropriate and expend moneys and make such finding for such purposes may be delegated by the board to the county administrator.*

Senate Amendment 2—On page 1, lines 5 and 6, strike providing that reimbursable educational expenditures of less than \$50 may be authorized by the county administrator; and insert: providing that the board of county commissioners may authorize the county administrator to appropriate reimbursable educational expenditures;

On motion by Senator Saylor, the Senate refused to recede from Senate amendments 1 and 2 to HB 2017. Further consideration of the bill was deferred.

The Honorable Dempsey J. Barron, President May 28, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1450 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Thompson—

HB 1450—A bill to be entitled An act relating to saltwater fisheries and conservation; amending s.370.16(14), Florida Statutes, exempting a designated portion of Franklin County from the operation of the closed season law on the taking or possession of oysters; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Brantley, by two-thirds vote HB 1450 was withdrawn from the Committee on Rules and Calendar and placed on the calendar.

On motion by Senator Brantley, by two-thirds vote HB 2139 was withdrawn from the Committee on Natural Resources and Conservation and placed on the calendar.

On motions by Senator Brantley, by two-thirds vote House Bills 2144, 808, 672, 876, 1952, 1973, 1992, 2010, 2127, 2145, 2224, 2325, 2338, 2329, 1353, 2235, 2020, 2017, 2130, 2139, 1450, 11, 41, 43, 61, 104, 114, 117, 120, 132, 152, 158, 372, 422, 425, 505, 603, 627, 678, 914, 969, 991, 1217, 1219, 1290, 1292, 1309, 1370, 1381, 1641, 1775, 1841, 1924, 2075, 2210, 2211, House Memorials 2305, 2333, 2346, Committee Substitutes for House Bills 438, 1278, 1910, 42, 249, 483, 511, 1050 and HJR 1779 were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote the following bills were withdrawn from the Committee on Rules and Calendar and placed on the calendar: HB 2251, House Joint Resolutions 32, 324, 1202, 2265, House Memorials 376, 646, 716, 906, 922, 2014, 2016, 2166, 2193, 2228, 2245, House Concurrent Resolutions 595, 667, 811, 1365, 1740, 1872, 1962, 2009, 2015, 2131, 2134, 2196, 2222, 2232, 2277, 2278, CS for HM's 24 and 619, CS for HJR 185, CS for HB 186 and CS for HCR 1891; and on motions by Senator Brantley, by two-thirds vote the foregoing bills were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote the following bills were withdrawn from the Committee on Governmental Operations and placed on the calendar: House Bills 45, 499, 553, 763, 772, 887, 1047, 1105, 1220, 1481, 1545, 1548, 1560, 1745, 1826, 1983 and CS for HB's 552, and 1149; and on motions by Senator Brantley, by two-thirds vote the foregoing bills were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote the following bills were withdrawn from the Committee on Ways and Means and placed on the calendar: House Bills 46, 135, 245, 272, 277, 681, 758, 1164, 1301, 1344, 1432, 1911, 2143 and 2204; and on motions by Senator Brantley, by two-thirds vote the foregoing bills were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote the following bills were withdrawn from the Committee on Judiciary-Civil and placed on the calendar: House Bills 63, 298, 465, 1268, 1356, 2013, 2282, 2283, CS for HB 70 and CS for HB 562; and on motions by Senator Brantley, by two-thirds vote the foregoing bills were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote the following bills were withdrawn from the Committee on Commerce and placed on the calendar: House Bills 81, 103, 196, 358, 370, 371, 510, 564, 769, 853, 859, 1269, 1270, 1271, 1272, 1401, 1837, 1840, 1969, 2225, CS for HB's 167 and 197, CS for HB's 1293 and

1853, Committee Substitutes for House Bills 76, 341 and 542; and on motions by Senator Brantley, by two-thirds vote the foregoing bills were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote the following bills were withdrawn from the Committee on Judiciary-Criminal and placed on the calendar: House Bills 83, 149, 150, 177, 231, 689, 872, 961, 1183, 1325, 1377, 1926, 2174, 2326 and CS for HB 708; and on motions by Senator Brantley, by two-thirds vote the foregoing bills were removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote CS for HJR 72 was withdrawn from the Committees on Judiciary-Criminal and Rules and Calendar and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote CS for HJR 72 was removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote HB 179 was withdrawn from the Committees on Health and Rehabilitative Services, Commerce and Ways and Means and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote HB 179 was removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote CS for HB 354 was withdrawn from the Committees on Health and Rehabilitative Services and Governmental Operations and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote CS for HB 354 was removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote House Bills 401, 550 and 1274 were withdrawn from the Committees on Governmental Operations and Ways and Means and placed on the calendar; and on motions by Senator Brantley, by two-thirds vote House Bills 401, 550 and 1274 were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote House Bills 460 and 1379 were withdrawn from the Committees on Transportation and Ways and Means and placed on the calendar; and on motions by Senator Brantley, by two-thirds vote House Bills 460 and 1379 were removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote House Bills 491, 557, 1327 and 1359 were withdrawn from the Committee on Health and Rehabilitative Services and placed on the calendar; and on motions by Senator Brantley, by two-thirds vote House Bills 491, 557, 1327 and 1359 were removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote CS for HB 570 was withdrawn from the Committee on Education and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote CS for HB 570 was removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote CS for HB's 650 and 652 was withdrawn from the Committees on Judiciary-Criminal and Ways and Means and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote CS for HB's 650 and 652 was removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote CS for HB's 694 and 975 was withdrawn from the Committees on Natural Resources and Conservation, Judiciary-Criminal and Ways and Means and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote CS for HB's 694 and 975 was removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote House Bills 776, 777 and CS for HB's 1012 and 1912 were withdrawn from the Committees on Commerce and Ways and Means and placed on the calendar; and on motions by Senator Brantley, by two-thirds vote House Bills 776, 777 and CS for HB's 1012

and 1912 were removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote HB 1232 was withdrawn from the Committees on Judiciary-Civil and Health and Rehabilitative Services and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote HB 1232 was removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote House Bills 1266 and 1285 were withdrawn from the Committees on Judiciary-Civil and Commerce and placed on the calendar; and on motions by Senator Brantley, by two-thirds vote House Bills 1266 and 1285 were removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote CS for HB 1573 was withdrawn from the Committees on Commerce and Judiciary-Civil and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote CS for HB 1573 was removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote HB 1417 was withdrawn from the Committees on Natural Resources and Conservation and Judiciary-Criminal and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote HB 1417 was removed from the calendar and indefinitely postponed.

On motions by Senator Brantley, by two-thirds vote HB 1812 and CS for HB 1423 were withdrawn from the Committee on Transportation and placed on the calendar; and on motions by Senator Brantley, by two-thirds vote HB 1812 and CS for HB 1423 were removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote CS for HB 1979 was withdrawn from the Committee on Natural Resources and Conservation and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote CS for HB 1979 was removed from the calendar and indefinitely postponed.

On motion by Senator Brantley, by two-thirds vote HB 2002 was withdrawn from the Committees on Governmental Operations and Commerce and placed on the calendar; and on motion by Senator Brantley, by two-thirds vote HB 2002 was removed from the calendar and indefinitely postponed.

The President announced the appointment of Senator Peterson as a member of the Tobacco Advisory Council.

ENGROSSING REPORTS

Your Engrossing Clerk has incorporated amendments to—

SB 290	SB 513	SB 1207	SB 1320
CS for SB 321	SB 525	CS for SB 1215	SB 932

Joe Brown, Secretary

The bills were ordered enrolled.

The Journal of June 4 was corrected and approved as follows:

Page 795, column 2, line 3, strike "1, 9, 12 & 19" and on line 4, after "Amendments" insert: 1, 9, 12 and 19

Page 780, column 2, line 2, strike "SB" and insert: HB

The Journal of June 3 was further corrected and approved as follows:

Page 740, column 2, between lines 19 and 20 insert: Amendment 4 as amended was adopted.

Page 761, column 1, between lines 12 and 13 insert: House Amendment 1—On page 2, lines 27 and 28, strike all of said lines and insert:

The Journal of June 2 was further corrected and approved as follows:

Page 664, counting from the bottom of column 2, strike lines 19 and 20 and insert: House Amendment 1—On page 2, line 17, renumber Section 3 as Section 5 and insert:

Page 664, counting from the bottom of column 2, line 18, strike “, (3), ”

and on line 9 strike “5” and insert:2

Page 665, column 1, strike lines 11 through 20

and between lines 26 and 27 insert: Section 3. Subsection 25.241, Florida Statutes, is amended to read: 25.241 Clerk of supreme court; compensation; assistants; filing fees, etc.—

and, line 31, before “4” insert: (1) and

Page 702, counting from the bottom of column 1, between lines 28 and 29 insert:

HB 1806—A bill to be entitled An act relating to the parole and probation commission; amending s.944.025(1), F.S., as created by Chapter 74-112, Laws of Florida, to limit pretrial supervision programs supervised by the commission to persons charged in criminal actions in the circuit court; amending s.921.23(1), F.S., as created by Chapter 74-112, and s.948.01(2), F.S., as amended by Chapter 74-112; to limit to the circuit courts the referral of cases to the commission for pre-sentence investigation and recommendation; amending s.948.02 and s.903.03(2)(a), F.S., to limit the duty of the commission to investigate and report on cases to those referred by the circuit court; amending s.951.24(9), Florida Statutes, authorizing the board of county commissioners to provide for payment to the parole and probation commission out of funds collected from those being supervised instead of the county's fine and forfeiture fund; authorizing county judges to levy upon those supervised a charge for supervision; providing an effective date.

Page 706, column 2, line 1, strike “:” and insert: which was adopted:

Page 709, column 1, strike lines 1 through 4 and insert:

Section 6. Section 231.15, Florida Statutes, is amended to read:

231.15 Positions for which certificates required.—The State Board of Education shall have authority to classify

The Journal of May 30 was further corrected and approved as follows: Page 560, column 1, strike lines 21 and 22 and insert: Amendment 1—On page 1, strike lines 12-27 and insert: Section 1. Subsection (1) of section 77.031, Florida Statutes, is amended to read:

Page 560, counting from the bottom of column 1, between lines 27 and 28 insert: Amendment 3—On page 1, lines 4 and 5, strike “ss.77.03 and” and insert: s.

Page 562, counting from the bottom of column 1, strike line 10 and insert: computing the amount to be assessed. This amount may be

Page 563, counting from the bottom of column 1, line 4, strike “72.” and insert: 27.

Page 567, counting from the bottom of column 1, between lines 4 and 5, insert: From General Revenue Fund

Page 567, column 2, line 39, before “Revenue” insert: From General

Page 569, column 2, line 5, strike “Trust” and insert: nue and on line 8, strike “nue Fund” and “37,358” and insert: Trust Fund

Page 573, column 2, under Item 257, after “Corps Trust Fund” insert in column 2 under “Amount”: 829

Page 584, column 1, line 30, strike “464” and insert: 465 and between lines 35 and 36 insert: 374 Deleted

Page 587, under item 442A insert: State, Nursing Home Ombudsman

Page 590, column 2, strike line 37 and insert: From General Reve-

Page 596, in last column, strike first “51,132” and insert: 8,340

Page 602, line 6, strike “852,689” and insert: 8,524,689

Page 609, last column, strike “9,938” and insert: 7,938

Page 610, last column, strike “1,231,398” and insert: 1,431,398

The Journal of May 29 was further corrected and approved as follows: Page 485, counting from the bottom of column 1, line 9, strike “.00” and insert: ,000

Page 495, column 1, line 14, before “to” insert: as amended by chapter 71-664, Laws of Florida,

Page 500, column 1, between lines 15 and 16 insert: Amendment 2 as amended was adopted.

Page 500, counting from the bottom of column 1, between lines 17 and 18 insert: Senator Vogt moved the following amendment which was adopted: Amendment 5—On page 1, line 15, insert after the semi-colon: providing an exemption for hog-hunting or retrieval of hogs;

Page 504, column 1, line 15, strike “1311” and insert: 1131

Page 515, counting from the bottom of column 1, between lines 17 and 18, insert: Amendment 1 as amended was adopted.

Page 527, column 2, line 21, strike “750” and insert: 570

Page 528, column 2, between lines 26 and 27 insert: Amendment 3—In title, page 1, line 12, after the semicolon insert: amending s.83.73 Florida Statutes, to give the Department of Legal Affairs concurrent jurisdiction with state attorneys in seeking injunctions in certain cases;

Page 536, column 2, at the end of line 7, insert: a county or counties, or an incorporated municipality or municipalities and

The Journal of May 28 was further corrected and approved as follows:

Page 432, column 2, strike line 32 and insert: SB 1280 out of order, together with: By the Committee on Natural Resources and Conservation—

Page 432, counting from the bottom of column 2, between lines 20 and 21 insert:—which was read the first time by title and SB 1280 was laid on the table.

On motion by Senator Lewis, by two-thirds vote CS for SB 1280 was read the second time by title.

Page 441, counting from the bottom of column 2, between lines 25 and 26 insert:

Be It Enacted by the Legislature of the State of Florida:

Section 1. Legislative intent.—It is the intent of the legislature that the State University System consider Florida's private institutions of higher education in its continuous studies of the immediate and future needs of the state in the area of higher education and that the Board of Regents be authorized to contract with accredited private institutions in Florida for the provision of those educational programs and facilities which will serve to meet either the unfulfilled needs of the State University System, or the unfulfilled needs of the private institutions.

Section 2. Paragraph (1) of subsection (2) of Section 240.-042, Florida Statutes, 1974 Supplement, is amended to read:

240.042 Board of Regents incorporated; powers, duties, etc.—

(2) The Board of Regents is authorized and empowered:

(1) To conduct, through its staff, continuous studies of the immediate and future needs of the state in higher education, including research and public service, what institutional facilities are required to meet these needs, and at which institutions they can be best served. These studies shall consider the need for new institutions and the place of the private institutions in relation to the State University System. *If these studies show that accredited private institutions of higher education in this state can serve either the facility or program needs of the State University System, the board may contract with the appropriate institutions to fulfill these needs. The board may also contract to provide either facilities or programs to meet the unfulfilled needs of Florida's accredited private institutions of higher education.*

Section 3. This act shall take effect July 1, 1975.

Page 444, column 2, strike lines 4 and 5 and insert: sert: to be the sole and exclusive state commission to consider such issue

Page 446, column 2, strike line 30 and insert: of Article VII of the State Constitution, by local agencies to

Page 451, column 1, line 13, after "Senator" insert: Winn, by two-thirds vote SB 1107 was read the third time by

Page 451, column 1, between lines 33 and 34 insert:—was read the second time by title.

Page 472, column 2, line 23, strike "-" and insert: Inlet and the City of Daytona Beach

Page 478, column 2, strike lines 23 and 24 and insert: Beach County District School Board, authorizing the District School Board to reimburse members of the

The Journal of May 26 was further corrected and approved as follows:

Page 370, column 2, strike lines 28 and 29 and insert: Amendments 1 and 2. HB 210 was read by title, passed and certified to the House. The vote on passage was:

Page 377, counting from the bottom of column 1, line 9, strike "Rules and Calendar" and insert: Judiciary-Civil

Page 397, column 2, line 5, strike "Senate" and insert: House

Pursuant to HCR 529, the Senate adjourned sine die at 3:00 p.m.

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE

MAY 30, 1975 THROUGH JUNE 5, 1975

Name & Address; Entity Represented & Address if different; Legislation Involved; Association with Legislator if any

Ferguson, Howell L. Box 10141 Tallahassee 32302 AAUP-Fla. Tallahassee, Washington, D.C. perc

Fichtner, Donna L. 804 E. Park Ave. Tallahassee 32301 Self Human rights

Gwynn, Dr. J. Cliff, Jr. 1302 E. Sixth Ave. Tallahassee 32303 Board of Dentistry Arlington expressway Jacksonville Dentistry

Name & Address; Entity Represented & Address if different; Legislation Involved; Association with Legislator if any

Parsons, Philip S. 701 Barnett Bank Tallahassee 32302 American Association of University Professions—Fla. Washington D.C. & Tallahassee perc

Weimern, Sandra 208 W. Pensacola St. Tallahassee 32304 Florida Education Assoc./United Education

WITHDRAWN

Warren, Jesse F., Jr. PO Box 612 119 W. Jefferson Tallahassee 32302 Ronald Nat Coleman Claims bill